

641—78.3(137) Approval of district health departments. Local boards of health desiring to form a district health department shall submit the following information:

78.3(1) A resolution passed by each involved local board of health within the district, as designated in the state plan, stating:

- a.* Its desire that a district health department be formed, and
- b.* Its approval of the plan for appointment of district board members.

78.3(2) Adequate assurance that, upon organization as a district, the minimum organizational and service standards specified in 78.1(4) and 78.1(5) will be met. Such assurance may include:

- a.* Listing of existing personnel in the district whose services will be utilized by the district board.
- b.* Copies of existing or proposed budgets or resolutions of intent from counties, cities or other organizations, indicating that funds will be provided for the district's local health fund.
- c.* Such other information as shall be acceptable to the director of public health.

78.3(3) A plan for appointment of the district board of health, which shall include:

- a.* The number of members to be appointed, which shall not be less than 5 nor more than 11.
- b.* The number of doctors of medicine and surgery or osteopathic physicians and surgeons to be appointed, which shall not be less than one nor more than three.
- c.* The term of office of the members, which shall not be less than two nor more than six years.
- d.* The dates of appointment of members. Except for appointment of the original board, and appointments for filling vacancies in unexpired terms, no more than 60 percent of the board members shall be appointed in any one year.
- e.* The appointing authority for each board member. Members may be appointed by:
 - (1) County boards of supervisors.
 - (2) City councils.
- f.* The method or methods of filling vacancies in unexpired terms of each board member.
- g.* Any other qualifications or restrictions relating to appointment of board members.
 - (1) At least one member shall be appointed from each county.
 - (2) When a district includes a city of over 25,000 population, at least one board member shall be appointed from such city.

78.3(4) Upon receipt of all necessary information, as specified in 78.3(1), 78.3(2) and 78.3(3), the Iowa department of public health shall review such information, and shall determine, within 30 days, whether the minimum standards specified in 78.1(137) will be met by the proposed district.

78.3(5) Upon determination that minimal standards will be met by the proposed district, the Iowa department of public health shall approve formation of the district, and shall set an effective date for district formation, which shall not be less than 30 days from the date of approval.

78.3(6) Notice of approval for district formation, including the effective dates, shall immediately be sent to:

- a.* The county board of health of each county in the district.
- b.* The board of supervisors of each county in the district.
- c.* The city board of health of each city over 25,000 population in the district, unless such board has been terminated.

78.3(7) Upon receipt of the notice of approval for district formation, each appointing authority shall, prior to the effective date of formation of the district, appoint board members as specified in the plan referred to in 78.3(3), who shall take office on the effective date.